

# EXHIBIT 3

Niall T.M. Galloway, M.D.

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON  
Master File No. 2:12-MD-02327  
MDL 2327

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IN RE: ETHICON, INC., PELVIC REPAIR SYSTEM  
PRODUCTS LIABILITY LITIGATION  
JOSEPH R. GOODWIN | U.S. DISTRICT JUDGE

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THIS DOCUMENT RELATES TO THE FOLLOWING CASES  
IN WAVE 1 OF MDL 200:

Alina Fitzgerald, et al. v. Ethicon, Inc., et al.  
Civil Action No. 2:12-cv-01371  
Mary Shelton, et al. v. Ethicon, Inc., et al.  
Civil Action No. 2:12-cv-01707

Donna Bihlmeyer, et al. v. Ethicon, Inc., et al.  
Civil Action No. 2:12-cv-02159  
Karen Swanson, et al. v. Ethicon, Inc., et al.  
Civil Action No. 2:12-cv-01709

Margaret Carroll v. Ethicon, Inc., et al.  
Civil Action No. 2:12-cv-02026  
Marilyn Muir, et al. v. Ethicon, Inc., et al.  
Civil Action No. 2:12-cv-01706

Myra Heuer v. Ethicon, Inc., et al.  
Civil Action No. 2:12-cv-01796

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DEPOSITION OF  
NIALL T. M. GALLOWAY, M.D.

Atlanta, Georgia

Thursday, June 9, 2016

Court Reporter: Michelle M. Boudreaux, RPR

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6                         June 9, 2016

7                         1:49 p.m.

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10                         Deposition of NIALL T. M. GALLOWAY, MD,  
11                         held at the Emory Clinic, 1365 Clifton Road,  
12                         Building B, Suite 1400, Atlanta, Georgia,  
13                         pursuant to Agreement before Michelle M.  
14                         Boudreaux, a Registered Professional Reporter  
15                         in the State of Georgia.

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1 APPEARANCES OF COUNSEL

2

3 On behalf of the Plaintiffs:

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9 On behalf of the Defendants:

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14 Also Present: Alyssa Gele

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1 previously. Does that mean that there are additional  
2 incisions made where you remove the fascia?

3 A That can be possible in certain cases if you  
4 choose to harvest the fascia from a second site. It is  
5 our practice, typically, to use the same wound and to  
6 harvest the fascia within the surgical field, and so  
7 there's no need for a second incision.

8 Q You do have to dissect the fascia, though,  
9 out of the abdomen before you place it?

10 A You need to dissect the fascia and you also  
11 need to dissect around the urethra in order to place  
12 the sling.

13 Q How quickly are patients generally discharged  
14 from the hospital after having an autologous fascial  
15 sling?

16 A Typically on the third day.

17 Q Doctor, do you hold yourself out as a  
18 biomaterials expert?

19 A No.

20 Q And you don't hold yourself out as a  
21 bioengineering expert?

22 A No.

23 Q Have you had any experience whatsoever with  
24 mesh manufacturing?

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1 A No.

2 Q Have you ever reviewed the manufacturing  
3 documents that are relevant to this case, the products  
4 at issue in this case, I should say?

5 A I have read those documents that are referred  
6 to in my report, the MSDS, for example.

7 Q You don't hold yourself out as a regulatory  
8 expert, do you?

9 A No.

10 Q Have you ever reviewed the regulatory file  
11 for either the TVT-O or the Prolift devices?

12 A No, I have not.

13 Q Do you have any experience in testing medical  
14 devices?

15 MS. O'DELL: I would just -- I'll let  
16 you go, Cami, but these are questions that  
17 are outside the scope of his report and I  
18 would object to it.

19 THE WITNESS: Your question again,  
20 please?

21 Q (By Ms. Capodice) Have you ever done any  
22 testing on medical devices?

23 A Yes, I have, but not that relate to  
24 Ms. Bihlmeyer.

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1 C E R T I F I C A T E .

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3 STATE OF GEORGIA

4 COUNTY OF COBB

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6 I, MICHELLE M. BOUDREAUX, do hereby certify  
7 that NIALL T. M. GALLOWAY, M.D., the witness whose  
8 deposition is hereinbefore set forth, was duly sworn by  
9 me and that such deposition is a true record of the  
10 testimony given by such witness.

11

12 I further certify that I am not related to  
13 any of the parties to this action by blood or marriage  
14 and that I am in no way interested in the outcome of  
15 this matter.

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17 IN WITNESS WHEREOF, I have hereunto set my  
18 hand this 14th day of June 2016.

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MICHELLE M. BOUDREAUX, RPR

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